

FBSI-25,939



COPY OF PAPERS  
ORIGINALLY FILED

PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael R. Roehrs, Daniel C. Roehrs and Bryan D. Cull  
Serial No.: 09/986,639  
Filed: November 6, 2001  
Group: 2874  
Examiner: Not Yet Assigned  
For: FIBER OPTIC CONNECTOR HAVING TRANSLATING TERMINI

RECEIVED

JUN 18 2002

OFFICE OF PETITIONS

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

I hereby certify that this correspondence is being deposited with the  
United States Postal Service as first class mail in an envelope addressed  
to Commissioner of Patents and Trademarks, Washington, DC 20231 on  
5/28/02  
(Date of Deposit)

JOHN J. ARNOTT REG. 39,095  
(Name of Person Mailing Document)

John J. Arnott  
(Signature)

5/28/02  
(Date of Signature)

**PETITION FOR FILING ON BEHALF OF A NON-SIGNING JOINT INVENTOR**  
**UNDER 37 C.F.R. 1.47**

Applicant hereby petitions the Commissioner to allow inventors Daniel C. Roehrs and Bryan D. Cull to file the above-named application on behalf of inventor Michael R. Roehrs, who by his inaction has effectually refused to execute the application papers.

1. Michael R. Roehrs' last known address is 4424 Windward Cir., Dallas, Texas 75287.

2. Michael Roehrs was presented with a copy of the present application, along with a declaration for signature on May 28, 2002. See the attached Declaration in Support.

3. On May 28, 2002, a follow-up telephone call was placed to Mr. Roehrs again requesting his signature on the application papers. See the attached declaration in Support.

4. No response has been received from Michael Roehrs.

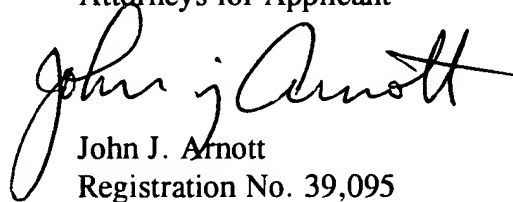
5. A Notice to File Missing Parts of Nonprovisional Application with a mailing date of November 28, 2001 has been received from the USPTO. Unless the inventors Daniel C. Roehrs and Bryan D. Cull are allowed to file on behalf of inventor Michael R. Roehrs, irreparable damage will result as property rights will be lost.

For the reasons stated above, Applicant respectfully requests the Commissioner to determine that the inventor Michael R. Roehrs has refused to execute the application papers and that the papers are proper, complete and acceptable under 37 C.F.R., 1.47.

The check for \$1,354.00 attached herewith includes the amount of \$130.00 to cover the petition fee under 37 C.F.R. 1.17(h). Please charge any additional fees, deficiencies in fees, or credit any overpayment to Deposit Account No. 20-0780/FBSI-25,939 of HOWISON, THOMA & ARNOTT, L.L.P. A duplicate of this petition is attached.

Respectfully submitted,

HOWISON, THOMA & ARNOTT L.L.P.  
Attorneys for Applicant



John J. Arnott  
Registration No. 39,095

JJA/keb

12225 Greenville Ave.  
Suite 985  
Dallas, Texas 75243  
972/479-0462  
May 28, 2002

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(Name of Person Mailing Document)

John J. Arnott  
(Signature)

5/28/02  
(Date of Signature)

**DECLARATION IN SUPPORT OF PETITION UNDER 37 C.F.R. 1.47**

Daniel C. Roehrs hereby declares and makes the following statements in support of the  
above-referenced petition:

1. I am of legal age and competent to make this declaration.
2. I am currently the President of Fiber Systems International, Inc. ("Fiber Systems"), assignee of this application, and have held this position during the period relevant to this application.
3. Michael R. Roehrs was an employee of Fiber Systems at the time of invention and on November 6, 2001, when the application for patent was filed on this invention.
4. Subsequent to the filing of the application, the Michael Roehrs' employment at Fiber Systems was terminated.
5. Subsequent to his termination, Michael Roehrs and Fiber Systems became involved in adversarial litigation.

6. At my personal direction, Michael Roehrs was presented with a copy of the present application, along with a declaration for signature, via e-mail on May 28, 2002.

7. At my personal direction, a telephone call was placed to the last known address of Michael Roehrs requesting his signature on the application papers, on May 28, 2002.

8. No response to these requests has been received from Michael Roehrs.

I declare further that all statements made herein of my own knowledge are true; that all statements made herein on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, or any issuance therefrom.

Dated: 5/28/02

By: Daniel Roehrs

Daniel C. Roehrs